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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

KELLY CAHILL, et al., individually and on  
behalf of others similarly situated,

Plaintiffs,

v.

NIKE, INC., an Oregon Corporation,

Defendant.

Case No. 3:18-cv-01477-JR

**PLAINTIFFS' RESPONSE TO NON-  
PARTY MEDIA ORGANIZATIONS'  
MOTION TO INTERVENE**

Plaintiffs file this response to clarify its position with the Court. The media organizations correctly note that plaintiffs take no position on the media's motion. That is because plaintiffs have spent the months since filing its motion for class certification negotiating in good faith with Nike about what documents should remain sealed. In the spirit of cooperation and moving those negotiations forward, plaintiffs did not want to backtrack on previous agreements with Nike about the category of documents that could remain sealed.

However, as a point of clarification for the Court, plaintiffs are not advocating that any documents should remain sealed. Plaintiffs are cognizant of the presumption that documents filed with the Court should not be sealed, and notes that, as Justice Brandeis said many years ago, sunlight is the best disinfectant. *See Buckley v. Valeo*, 424 U.S. 1, 67, 96 S. Ct. 612, 46 L.Ed.2d 659 (1976) (quoting L. Brandeis, *Other People's Money* 62 (National Home Library Foundation ed. 1933)). Plaintiffs would welcome transparency into an examination of Nike's pay and promotion practices.

DATED this 22nd day of April, 2022.

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By: s/ Laura Salerno Owens

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